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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Hector F. DeLuca et al

Application No. ~~09/671,227~~ 09/871,227

Filed: May 31, 2001

Group Art Unit: 1614

2-ETHYL AND 2-ETHYLIDENE-19-NOR-VITAMIN D COMPOUNDS

CERTIFICATE OF MAILING

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) Commissioner of Patents, Washington, D.C.
) 20231, on this 10th day of August, 2001.

) Dorothy A. Hauser August 10, 2001
) Dorothy A. Hauser Date

TRANSMISSION OF EXECUTED DECLARATION

Attention: Box Missing Parts - Fee
Commissioner for Patents
Washington, D.C. 20231

Sir:

Responsive to the "Notice to File Missing Parts of Nonprovisional Application", mailed August 1, 2001, copy attached, enclosed for filing in the above application is the executed Declaration.

A check in the amount of \$65.00 is attached for the surcharge.

The Commissioner is hereby authorized to charge any additional fees in accordance with 37 C.F.R. 1.16(e) to Deposit Account No. 01.2000. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

ANDRUS, SCEALES, STARKE & SAWALL, LLP

By Thomas M. Wozny

Thomas M. Wozny
Reg. No. 28,922

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TC 1700

Andrus, Sceales, Starke & Sawall, LLP
100 East Wisconsin Avenue, Suite 1100
Milwaukee, WI 53202
(414) 271-7590
Attorney Docket No.: 1256-00765

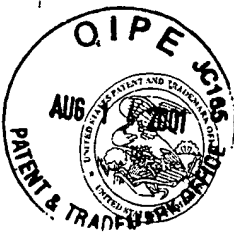
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0001/PTO Rev. 10/95		U.S. Department of Commerce Patent and Trademark Office		Application Number	09/671,227
TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>				Filing Date	May 31, 2001
				First Named Inventor	Hector F. DeLuca
				Group Art Unit	1614
				Examiner Name	
Total Number of pages in this Submission		8		Attorney Docket Number	1256-00765

Enclosures (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Response After final <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement/PTO-1449 <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts Under 37.1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Checklist and Accompanying Petition <input type="checkbox"/> To Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> After Allowance Communication To Group <input type="checkbox"/> Appeal Communication to Board Of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Additional Enclosure(s) (Please identify below) <input type="checkbox"/> Return Receipt Postcard
Remarks		RECEIVED SEP 10 2001 TC 1700

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm Or Individual Name	Thomas M. Wozny, Reg. No. 28,922 ANDRUS, SCALES, STARKE & SAWALL, LLP 100 East Wisconsin Avenue, Suite 1100, Milwaukee, WI 53202
Signature	<i>Thomas M. Wozny</i>
Date	August 10, 2001

CERTIFICATE OF MAILING	
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Typed or printed name	Dorothy A. Hauser
Signature	<i>Dorothy A. Hauser</i>



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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/871,227	05/31/2001	Hector F. DeLuca	1256-00765

CONFIRMATION NO. 1698

FORMALITIES LETTER

Thomas M. Wozny
Andrus, Sceales, Starke & Sawall, LLP
100 East Wisconsin Avenue, Suite 1100
Milwaukee, WI 53202

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Date Mailed: 08/01/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

A copy of this notice MUST be returned with the reply.

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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